



Lincoln Police Department  
Thomas K. Casady, Chief of Police  
575 South 10th Street  
Lincoln, Nebraska 68508

402-441-7204  
fax: 402-441-8492



MAYOR COLEEN J. SENG

lincoln.ne.gov

June 13, 2006

Mayor Seng and City Council  
City of Lincoln  
City County Building  
Lincoln, NE

Mayor Seng and Members of the City Council:

An investigation has been made regarding the application of Fandango Night Club, 221 South 9<sup>th</sup> Street requesting a class C liquor license.

This location was previously known as El Charro which held a liquor license

Stephen Charest has requested that he be approved as the manager of the liquor license.

Background information on the applicant is as follows:

Stephen Charest was born in Clinton, North Carolina. He attended the University of Nebraska graduating in 1998.

Mr. Charest served in the United States Armed Forces 1972-1995 receiving an honorable discharge.

Stephen Charest has been employed as an Attorney since 1998.

Stockholder information has been included for your review.

If this application is approved, it should be with the understanding that it conforms to all the rules and regulations of Lincoln, Lancaster County and the State of Nebraska.

THOMAS K. CASADY, Chief of Police



A nationally accredited law enforcement agency



### **Proposed Corrective Actions for "El Charro"**

1. The Manager will attend appropriate LPD training for alcohol service, ID, and management prior to opening under the new owners and license.
2. Manager will be present during all open hours for the Night Club "El Fandango," as well as other regularly scheduled operating hours for the Restaurant.
3. The Restaurant will close and secure its entrance to 9<sup>th</sup> Street at 9:00 PM each night.
4. "El Fandango" night club will open its doors no earlier than 9:00 PM, and only after the entrance to the Restaurant has been secured.
5. During open hours for "El Fandango," a minimum of three uniformed, trained, and licensed security guards will be present and under the supervision of the Manager. If the Manager believes more security guards are necessary, he will request assistance from the contract security agency.
6. During open hours for "El Fandango," a minimum of one uniformed security guard will be present at the street entrance to the facility to check identification. In case of large numbers of patrons entering or leaving the facility, two security guards will be posted at the entrance.
7. All persons ordering alcohol in the restaurant, and all persons entering "El Fandango," regardless of apparent age, will present a valid identification prior to being served in the restaurant or entering "El Fandango." No person who cannot produce valid identification will be given allowed to enter "El Fandango."
8. Security guards will perform random ID and intoxication or behavior checks of patrons in "El Fandango." Any person who is found not to have valid ID, to be intoxicated, or otherwise to be a problem for the facility will be required to leave, and law enforcement will be notified as appropriate.
9. All persons leaving will be required to show that they are not concealing alcoholic beverages.
10. The Manager will work with police making random checks of the facility or in case of alleged violations to ensure that the law is complied with.
11. The Manager and all other employees will cooperate fully with law enforcement and will comply immediately with all requests or instructions from law enforcement.

Liquor License Business Report

Completed by Inv. Fosler #843

Business Name: FANDANGO Night Club

Address: 221 So 9TH Phone: \_\_\_\_\_

Type of Investigation :      Purchase      Upgrade      Expansion      New  
                                 Owner      Manager      Other: \_\_\_\_\_

Type of Business: Rest

Liquor Class    A   B   C   D   I   J   K   Catering   Other: \_\_\_\_\_

Ownership: Corporation      Partnership      Individual

Amount Financed: unknown      Source: —

Lease Agreement: 1yr with options 2200 mo

Sales:    %Food: 30      %Liquor: 70

Located:    Commercial    Industrial    Residential

Traffic Flow: HEAVY      Off Street Parking: Yes    No METERS

Ready for Operation: Yes      No/ Est Date: \_\_\_\_\_

Food Service: Yes    No      Employees:    F/T 2    P/T 5-6

Est Seating: 150      Est Daily Customers unknown

Hours of Operation: 11-9 M-THUR      9-1 FRI SAT

Any Additional Comments: \_\_\_\_\_

Liquor License Investigation

Business (DBA) FANDANGO night club

Manager Owner Other

Name: STEPHEN CHAREST

US Citizen ? Yes No

Has applicant ever been cited for liquor law violations ? No Yes  
Explain

Does applicant have an interest in another liquor license ? No Yes  
Explain

Is spouse qualified to hold a license ? Yes No N/A

How is applicant if not an owner to be paid ? Salary Hourly

How many hours will applicant be at the establishment ? 20 per week

Any other employment ? No Yes, explain Lawyer

Any previous experience with a liquor license? Yes No

Any criminal convictions ? No Yes  
Comments

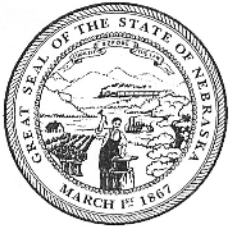
Is applicant a property owner in Lincoln ? Yes No

Is applicant involved in any civil litigation ? No Yes  
Comments

( ) Photo ( ☒ ) Records Check ( ☒ ) References

Comments

Interview Date 6 / 13 / 06



FILED

PH: 7-10-06  
STATE OF NEBRASKA

Dave Heineman  
Governor

JUN 7 2006

CITY CLERK'S OFFICE  
LINCOLN, NEBRASKA

NEBRASKA LIQUOR CONTROL COMMISSION  
Hobert B. Rupe

Executive Director

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS USER 800 833-7352 (TTY)

web address: <http://www.lcc.ne.gov/>

June 6, 2006

Lincoln City Clerk  
555 S. 10th Street  
Lincoln, NE 68508

AG-058877

89

RE: Class C Application for Fandango Night Club

221 South 9th St

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) Publicize one time not less than 7 days not more than 14 days prior to date of hearing.
- 2) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose **NOT** to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body.
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE...A LICENSEE MUST BE PROPERLY LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS; AND, A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

*Mary Messman*  
Mary Messman  
Licensing Division

Enclosures

Rhonda R. Flower  
Commissioner

Bob Logsdon  
Chairman

R.L. (Dick) Coyne  
Commissioner

City

## LICENSE APPLICATION CHECKLIST

Applicant Name Tres Jalisquillos Telephone # (402) 470-4319

Trade Name None Previous Trade Name None

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. Your operation depends on receiving a liquor license the Nebraska Liquor Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. All applications & attachments must be submitted in triplicate. You may want to check with the city/village or county clerk, where you are making application, to see if any additional local requirements must be met before submitting application to the state.

### REQUIRED ATTACHMENTS

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NEBRASKA LIQUOR  
CONTROL COMMISSION

EACH ITEM MUST BE CHECKED OFF AND INCLUDED OR MARKED N/A FOR NOT APPLICABLE

- ☒ 1. Fingerprint cards for each person (two cards per person) must be enclosed with a separate check payable to the Nebraska State Patrol for processing in the amount of \$33.00 for each person. All areas must be completed on cards as per brochure. To prevent the delay in issuing your license, we strongly suggest you go to a Nebraska State Patrol Agency or law enforcement agency listed in the fingerprint brochure.
- ☒ 2. Enclose registration and license fees for the appropriate class of license, made out to the Nebraska Liquor Control Commission.
- ☒ 3. Enclose the appropriate additional application forms; Individual License - Form 1; Partnership License - Form 2; Corporate LLC License - Form 3a and Manager application - Form 3b(with corporate application only). LLC application must include all members.
- ☒ 4. If building is being leased send a copy of the lease. Be sure it is in the individual(s) or corporate name being applied for. Also, the lease must extend through the license year being applied for. If building is owned, send a copy of the deed or purchase agreement in the appropriate name.
- ☐ 5. If you are buying the business of a current licensee, provide a copy of the purchase agreement from licensee. This also needs to be in applicant's name.
- ☐ 6. Enclose a copy of the temporary agency agreement, if applicable. Must be on Commission form only. Include a copy of the signature card from the bank showing both the sellers and buyers name(s) on account.
- ☒ 7. Copy of alcohol inventory being purchased. Inventory shall include brand names and container sizes. Inventory may be taken at the time application is being submitted.
- ☒ 8. Enclose a list of any inventory or property owned by other parties that are on the premise.
- ☐ 9. For individual and partnership applications enclose proof of citizenship birth certificates, or naturalization documents for all persons listed on application. Documents must be a certificate from the State, where born, not hospital certificate.

a corporation enclose a copy of the articles of incorporation. This document must also be approved by the Secretary of States Office.

... .. National Liquor Control Commission 301 Centennial

## APPLICATION FOR LIQUOR LICENSE

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: www.lcc.ne.gov

**RECEIVED**

MAY 26 2006

NEBRASKA LIQUOR  
CONTROL COMMISSION

OFFICE USE ONLY

### CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES CHECK DESIRED CLASS(S)

#### RETAIL LICENSE(S)

- |                                     |   |   |         |
|-------------------------------------|---|---|---------|
| <input type="checkbox"/>            | A | Beer, On Sale Only                            | \$45.00 |
| <input type="checkbox"/>            | B | Beer, Off Sale Only                           | \$45.00 |
| <input checked="" type="checkbox"/> | C | Beer, Wine & Distilled Spirits, On & Off Sale | \$45.00 |
| <input type="checkbox"/>            | D | Beer, Wine & Distilled Spirits, Off Sale Only | \$45.00 |
| <input type="checkbox"/>            | I | Beer, Wine & Distilled Spirits, On Sale Only  | \$45.00 |

Class K Catering license may be added to any of these classes with an additional fee of \$100.00 and filing form 35-4202

#### MISCELLANEOUS

- |                          |   |  | Bond                 |
|--------------------------|---|--|----------------------|
| <input type="checkbox"/> | L | Craft Brewery (Brew Pub)   | \$295.00 1,000 min.  |
| <input type="checkbox"/> | O | Boat   | \$ 95.00 N/A         |
| <input type="checkbox"/> | V | Manufacturer, Beer, Wine & Distilled Spirits<br>(additional fee of \$100 to \$1,000-call for exact amount) | \$ 45.00 10,000 min. |
| <input type="checkbox"/> | W | Wholesale Beer   | \$545.00 5,000 min.  |
| <input type="checkbox"/> | X | Wholesale Liquor   | \$795.00 5,000 min.  |
| <input type="checkbox"/> | Y | Farm Winery  | \$295.00 1,000 min.  |

All Class C licenses expire October 31st

All other licenses expire April 30<sup>th</sup>

Catering expire same as underlying retail license

#### TYPE OF APPLICATION BEING APPLIED FOR (CHECK ONE)

- ☐ Individual License, requires insert form 1  
☐ Partnership License, requires insert form 2  
☒ Corporate License, requires insert form 3a and manager application 3b

#### NAME OF PERSON OR FIRM ASSISTING WITH APPLICATION

(Commission will call this person with any questions we may have)

Name: Allan J. Eurek

Phone: (402) 477-7500

Firm Name: Allan J. Eurek, P.C.

Firm address: 455 S. 11th Street, Suite B



**PREMISE INFORMATION**

Trade Name (doing business as) Fandango Night Club

Street Address #1 221 South 9th Street

Street Address #2 \_\_\_\_\_

City Lincoln

County Lancaster

Zip Code 68508

Telephone number at premise to be licensed (402) 477-1422

Is this location inside the city/village corporate limits: ☒ YES

☐ NO

Mail to Address ( where you want receipt of Liquor Control Commission mailings)

Name: Vidal Gutierrez

Street Address #1 4831 W. Winners Circle

Street Address #2 \_\_\_\_\_

City Lincoln

County Lancaster

Zip Code 68524

**DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED**

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations . No blue prints please. Be sure to indicate the direction north and number of floors of the building.

*See attached sketch*

InterLinc: County Assessor: PI Mini-Sheet



# Lancaster County

County Assessor

Building Sketch/Section Information

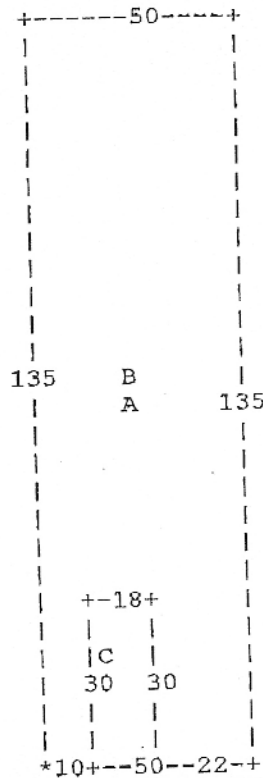
06-01-2006 RCVD

InterLinc

Parcel Identification No: 10-26-206-008-000

## Building Sketch:

### BUILDING SKETCH



Entire two story building  
135' x 50' plus basement  
30' x 18'

### Building Sections

Building Section ID	Building Section	Square Footage
*	BASEMENT	6,750
A	COM 1ST FLOOR	6,210
B	COM 1ST FLOOR	540

I believe this to be an accurate description of the dimensions of the property 221 S. 9th Street, Lincoln, Nebraska.

*Manuel Perez*  
Manuel Perez

Land and Miscellaneous

Commercial Information

Building Sketch

Map

Parcel Information

Treasurer's Information

Display Building 01

Display Building 01

**ALLAN J. EUREK, P.C.**  
**Attorneys at Law**



TELEPHONE: (402) 477-7500  
FACSIMILE: (402) 477-7525

SUITE B, 455 SOUTH 11TH STREET  
LINCOLN, NEBRASKA 68508-2015

Allan J. Eurek aeurek@eureklaw.com  
Amanda J. Karr akarr@eureklaw.com

June 1, 2006

(402) 477-7500

06-01-2006 RCVD

TELECOPIED ONLY - CONFIDENTIAL ATTORNEY/CLIENT COMMUNICATION  
IF YOU HAVE RECEIVED THIS FAX IN ERROR, CONTACT THE NUMBER ABOVE  
IMMEDIATELY. YOU ARE NOT PERMITTED TO TAKE ANY OTHER ACTION OR  
MAKE ANY OTHER USE OF THIS INFORMATION WHATSOEVER.

NUMBER OF PAGES (including this cover page): 2

TO: Liquor Control Commission  
ATTN: Mary

FROM: Danielle Parde, Legal Assistant  
for Allan J. Eurek

FAX NO.: (402) 471-2814

RE: Tres Jalisquillos

MESSAGE: Please see attached building description. The first floor and second floor are as shown on the attached sheet (135 ft. x 50 ft.). The basement is as shown (30 ft. x 18 ft.).

If you have any questions or need any more information, please don't hesitate to call.

## APPLICANT INFORMATION

### 1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

- ☐ Yes If yes, please explain below or attach a separate page.  
☒ No

2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required). Liquor Inventory may be taken at time of application being submitted.

- ☐ Yes  
Current business name and license number \_\_\_\_\_  
☒ No

3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license. If yes, attach agreement. **Please note:** This agreement is not effective until Commissions assigns you a 3-digit ID number.

- ☐ Yes  
☒ No

4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.

- ☐ Yes  
☒ No

5. Will any person or entity other than applicant be entitled to a share of the profits of this business? If yes, explain. All involved members must be disclosed on application.
- ☐ Yes \_\_\_\_\_
- ☒ No
- 
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.
- ☒ Yes
- ☐ No
- 
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain? (No silent partners)
- ☐ Yes
- ☒ No
- 
8. Are the premises to be licensed within 150 ft of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Neb. Rev. Stat. 53-177.
- ☐ Yes
- ☒ No
- 
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the person's exact duties.
- ☐ Yes
- ☒ No
- 
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the individual(s) who will be authorized to write checks and/or make withdrawals on accounts at the institutions.
- Wells Fargo Bank
- 
11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.
- None
-

12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.

Stephen G. Charest, 50 hours

13. List the training or experience (when and where) of the person listed in #12 above in connection with selling and/or serving alcohol products.

Mr. Charest, as a United States Air Force Officer, oversaw operation of Offut AFB Officer's and NCO Club which were required to be in compliance with Nebraska Liquor Control Laws.

14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.

☒ Lease: expiration date April 27, 2007

☐ Deed

☐ Purchase Agreement

15. When do you intend to open for business? as soon as we get liquor license

16. What will be the main nature of business? What are the anticipated hours of operation?

Sunday thru Thursday 11AM to 1PM. Friday thru Saturday 11AM to 1 AM

17. List the principal residence(s) for the past 10 years for all persons required to sign application, including spouses. If necessary attach a separate sheet.

Applicant Name	From: Year	To: Year	City/State
Vidal C. Gutierrez	1996	1997	Mexico
	1997	2006	Lincoln, NE
Manuel A. Perez	1996	1998	Ayutla, Mexico
	1998	2002	Lincoln, NE
	2002	2004	Everett, WA
	2004	2006	Lincoln, NE
(see attached sheet for Sarah Gutierrez & Sandra Perez)			

The undersigned applicant(s) hereby consent(s) to a background investigation and release present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance

of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). If partnership or LLC (Limited Liability Company), all partners, members and spouses must sign. If corporation all officers, directors, stockholders (holding over 25% of stock) and spouses. Full (birth) names only, no initials.

Sandra Perez (sign here) Alma Lopez (sign here)

Sarah Gutierrez (sign here) Vida Gutierrez (sign here)

\_\_\_\_ (sign here) \_\_\_\_\_ (sign here)

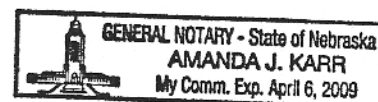
\_\_\_\_ (sign here) \_\_\_\_\_ (sign here)

\_\_\_\_ (sign here) \_\_\_\_\_ (sign here)

Subscribed in my presence and sworn to before me this

10<sup>th</sup> day of May, 2006

[Signature]  
Notary Public Signature & Seal



In compliance with the ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

FORM 35-4010  
REV. 4/05

Application for Liquor License  
Additional Information

17. List of Principal Residences for Sarah Gutierrez and Sandra Perez

Applicant Name	From: Year	To: Year	City/State
Sarah Gutierrez	1996	1997	Waverly, NE
	1997	2006	Lincoln, NE
Sandra Perez	1996	1998	Yakima, WA
	1998	2002	Lincoln, NE
	2002	2004	Everett, WA
	2004	2006	Lincoln, NE



**APPLICATION FOR LIQUOR LICENSE  
CORPORATION/LLC INSERT - FORM 3a**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: <http://www.lcc.ne.gov/>

**RECEIVED**

MAY 26 2006

**NEBRASKA LIQUOR  
CONTROL COMMISSION**

Name of Corporation or Limited Liability Company that will hold license. Attach copy of Articles of Incorporation. (Document must show [barcode] receipt by Secretary of States Office.

Tres Jalisquillos, Inc.

Corporate Street Address: 4831 W. Winners Circle

City: Lincoln

State: NE

Zip Code: 68524

Corporate Telephone Number (402) 470-3419

Total number of shares issued (if corporation) 10,000

Is this a Non Profit Corporation? ☐ YES ☒ NO

If yes, what is your Federal ID #? \_\_\_\_\_

Name of Registered Agent Allan J. Eureka

Name of Proposed Manager Stephen G. Charest

This person must complete form 35-4013

List name of Chief Executive Officer

Last Name: Gutierrez

First Name: Vidal

MIC

Address Street 4831 W. Winners Circle

City Lincoln

State NE

Zip Code 68524

Home Phone number (402) 470-3419

Social Security Number \_\_\_\_\_

Date of Birth \_\_\_\_\_

List names of all Officers, Directors, Stockholders, Members and their Spouses

Last Name Gutierrez First Name Sarah

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title None Number of Shares 0

Spouse Name (indicate N/A if single) Vidal Gutierrez

Spouse Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title President Number of Shares 5,000

---

Last Name Perez First Name Manuel

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title Vice President, Treasurer, Secretary Number of Shares 5,000

Spouse Name (indicate N/A if single) Sandra Perez

Spouse Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title None Number of Shares 0

---

Last Name Perez First Name Sandra

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title None Number of Shares 0

Spouse Name (indicate N/A if single) Manuel Perez

Spouse Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Title Vice President, Treasurer, Secretary Number of Shares 5,000

---

Is this Corporation or Limited Liability Company controlled by another Corporation?

☐ Yes ☒ No

If yes, give name of corporation and supply organizational chart

Indicate tax year with the IRS

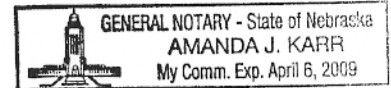
Starting Date 02/28/2006 Ending Date 12/31/2006

Vidal Gutierrez

Signature of President/Managing Member

[Signature]

Notary Public Signature & Seal

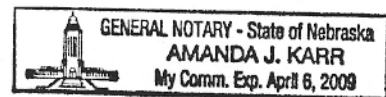


Subscribed in my presence and sworn to before me this

10<sup>th</sup> day of May, 2006

[Signature]

Notary Public Signature & Seal



In compliance with the ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

APPLICATION FOR LIQUOR LICENSE  
CORPORATION MANAGER - FORM 3b  
\*MUST BE A NEBRASKA RESIDENT\*

301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: <http://www.lcc.ne.gov/>

RECEIVED

MAY 26 2006

NEBRASKA LIQUOR  
CONTROL COMMISSION

LIQUOR LICENSE INFORMATION

NAME OF LICENSED CORPORATION Tres Jalisquillos, Inc.

CLASS & LICENSE NUMBER \_\_\_\_\_

TRADE NAME El Charro Restaurant & Night Club

STREET ADDRESS 221 S. 9th St.

CITY Lincoln NE 68508

Vidal Gutierrez  
SIGNATURE OF CORPORATION PRESIDENT/CEO

APPLICANT INFORMATION (MUST BE 21 OR OVER AND NEBRASKA RESIDENT)

NAME Stephen G. Charest

ADDRESS Office: 221 N. 11th St., #203 Residence: 2420 S. 18th St., Lincoln NE 68502

CITY Lincoln

STATE NE

ZIP CODE 68508

HOME PHONE NUMBER (402) 202-1853

BUSINESS PHONE NUMBER (402) 475-0033

SEX ☒ MALE ☐ FEMALE

SOCIAL SECURITY NUMBER \_\_\_\_\_

DATE OF BIRTH \_\_\_\_\_

PLACE OF BIRTH Clinton, NC, USA

DRIVERS LICENSE NUMBER & STATE NE

SPOUSES INFORMATION (IF NOT MARRIED INDICATE)

SPOUSE NAME Margaret A. (Margy) Ryan

SOCIAL SECURITY NUMBER \_\_\_\_\_

DATE OF BIRTH \_\_\_\_\_

DRIVERS LICENSE NUMBER & STATE NE

**1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

☒ YES ☐ NO

If yes, please explain below or attach a separate page.

See attached.

2. Have you or your spouse ever made application for any liquor license or manager for any liquor license? **IF YES**, for what premise give license number and date.

☐ YES ☒ NO

3. Have you or your spouse ever made a compromise settlement for violation of such laws?

☐ YES ☒ NO

4. Do you, as a manager, have all the qualifications required by any person entitled to hold a Nebraska Liquor License?  
Nebraska Liquor Control Act (§53-131.01)

☒ YES ☐ NO

5. Have you filed fingerprint cards and **PROPER FEES** (if check, make out to the NE State Patrol), with this application?

☐ YES ☐ NO

**RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE**

APPLICANT: CITY & STATE	YEAR FROM TO		SPOUSE: CITY & STATE	YEAR FROM TO	
Lincoln, NE	1994	Pres	Lincoln, NE	1976	Pres

**EMPLOYERS - LIST LAST TWO EMPLOYERS**

MONTH/YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
05/04	04/06	Self employed, Charest Law Off.	Self	(402) 475-0033
09/04	05/04	Harris Law Offices	Jim Harris	(402) 434-9444

**PERSONAL OATH AND CONSENT OF INVESTIGATION  
MUST BE SIGNED BY APPLICANT & SPOUSE**

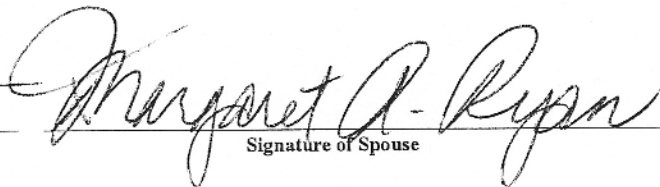
The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application, that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec. §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has NO interest directly or indirectly, an affidavit of non participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.



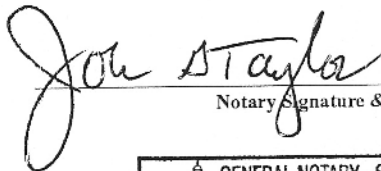
Signature of Applicant



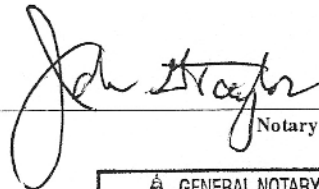
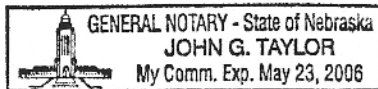
Signature of Spouse

Subscribed in my presence and sworn to before me this 24th  
day of April 2006

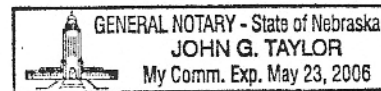
Subscribed in my presence and sworn to before me this 24  
day of April 2006



Notary Signature & Seal



Notary Signature & Seal



**CHAREST LAW OFFICES**  
122 N. 11<sup>TH</sup> ST. SUITE 203  
LINCOLN NE 68508

P.O. Box 82272  
LINCOLN NE 68501  
402.475.0033  
charest\_law@yahoo.com

April 24, 2006

Nebraska Liquor Control Commission  
301 Centennial Mall South  
PO Box 95046  
Lincoln, NE 68509-5046

**Addendum to NE Form 35-4013 for Stephen Charest**

With regard to #1 on page 2 of the application, I have been cited for speeding. My last violation was in 2004. In July 1996, my wife Margaret Ryan was ticketed for and pleaded guilty to "Careless Driving" in Petersburg VA. She was fined \$250.00 and lost points from her license. No alcohol was involved. Aside from these incidents neither my wife nor I have ever been charged with, pleaded guilty to, or convicted of any violation of law.

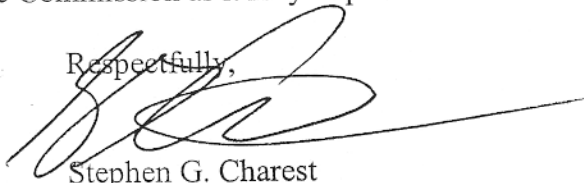
I am a native US citizen and have been a resident of Nebraska since 1994. I am a member in good standing of the Nebraska Bar Association. My attorney number is 21459. I have defended several clients on multiple occasions before the Liquor Commission; therefore I am quite familiar with the Nebraska Liquor Statutes and Regulations.

In February 1995 I retired from the US Air Force as a captain. My last duty assignment was as food service and Morale, Recreation, and Welfare officer for Offutt AFB, NE. In that capacity I managed large cafeteria-style dining facilities, small senior officer dining facilities, and oversaw the operation of the base Officers' and NCO Clubs. I was required to ensure that the club managers were in compliance with both USAF and Nebraska liquor control laws.

In the spirit of full disclosure, I must inform the Commission that in addition to working with Tres Jalisquillos, Inc. as a manager, I have provided them with legal counsel. However, I have never represented them before the Commission or any other court.

I am happy to provide further information to the Commission as it may require.

Respectfully,



Stephen G. Charest  
Applicant and Attorney at Law

cc: Alan Eurek

NEBRASKA LIQUOR CONTROL COMMISSION  
AFFIDAVIT OF NON PARTICIPATION

The undersigned individual acknowledges that he/she will have no interest, directly or indirectly, in the operation or profit of the business, as prescribed in Section §53-125(13) of the Liquor Control Act. Such individual shall not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices, represent themselves as owner or in any way participate in the day to day operations in any capacity. The undersigned individual will also be waived of filing fingerprint cards, however, will be required to disclose any violation(s) on all applications and sign all necessary documents.

RECEIVED

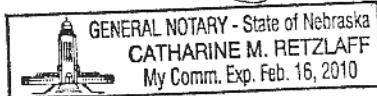
MAY 26 2006

Sandra Perez  
Signature of Spouse Asking to be Waived

NEBRASKA LIQUOR  
CONTROL COMMISSION

SUBSCRIBED in my presence and sworn to before me this 5 day

of May, 2006.



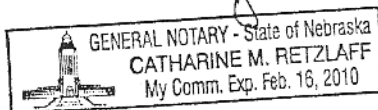
Catharine M Retzlaff  
Signature of Notary Public

The applying individual, whose spouse is requesting to be waived, understands that he/she is responsible for compliance with the conditions set out above, and that if such terms are violated, the Commission may cancel or revoke the license.

Manuel Perez, manuel perez  
\*Signature of applying individual      Print name of applying individual  
(spouse of individual listed above)

SUBSCRIBED in my presence and sworn to before me this 5 day

of May, 2006.



Catharine M Retzlaff  
Signature of Notary Public

\*spouse of individual listed above is the individual required to sign bottom portion of affidavit



NEBRASKA LIQUOR CONTROL COMMISSION  
AFFIDAVIT OF NON PARTICIPATION

The undersigned individual acknowledges that he/she will have no interest, directly or indirectly, in the operation or profit of the business, as prescribed in Section §53-125(13) of the Liquor Control Act. Such individual shall not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices, represent themselves as owner or in any way participate in the day to day operations in any capacity. The undersigned individual will also be waived of filing fingerprint cards, however, will be required to disclose any violation(s) on all applications and sign all necessary documents.

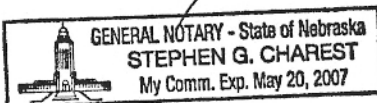
RECEIVED

MAY 26 2006

Sarah Gutierrez  
Signature of Spouse Asking to be Waived

NEBRASKA LIQUOR  
CONTROL COMMISSION

SUBSCRIBED in my presence and sworn to before me this 9 day  
of May, 2006.

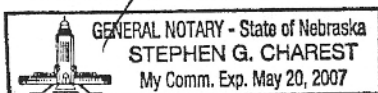


[Signature]  
Signature of Notary Public

The applying individual, whose spouse is requesting to be waived, understands that he/she is responsible for compliance with the conditions set out above, and that if such terms are violated, the Commission may cancel or revoke the license.

Vidal Gutierrez      Vidal Gutierrez  
\*Signature of applying individual      Print name of applying individual  
(spouse of individual listed above)

SUBSCRIBED in my presence and sworn to before me this 9 day  
of May, 2006.



[Signature]  
Signature of Notary Public

\*spouse of individual listed above is the individual required to sign bottom portion of affidavit

NEBRASKA LIQUOR CONTROL COMMISSION  
AFFIDAVIT OF NON PARTICIPATION

The undersigned individual acknowledges that he/she will have no interest, directly or indirectly, in the operation or profit of the business, as prescribed in Section §53-125(13) of the Liquor Control Act. Such individual shall not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices, represent themselves as owner or in any way participate in the day to day operations in any capacity. Undersigned will also be waived of filing fingerprint cards, however, has disclosed any violation(s) on application.

Margaret A. Ryan  
Signature of Spouse

RECEIVED

MAY 26 2006

SUBSCRIBED in my presence and sworn to before me this 25<sup>th</sup> day  
of May, 2006.

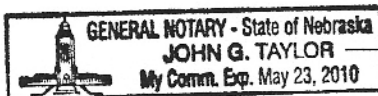
NEBRASKA LIQUOR  
CONTROL COMMISSION

[Signature]  
Signature of Notary Public

The licensee/applicant understands that he/she is responsible for compliance with the conditions set out above, and that if such terms are violated, the Commission may cancel or revoke the license.

[Signature] Stephen Charest  
Signature of licensee/applicant Print name of licensee/applicant

SUBSCRIBED in my presence and sworn to before me this 24<sup>th</sup> day  
of May, 2006.



[Signature]  
Signature of Notary Public